



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 3, 2003

RQ-3

Sarah Brown, Treasurer
Ohio State Republican Party
211 S. Fifth Street
Columbus, OH 43215

Identification Number: C00162339

Reference: Amended 30 Day Post-General Report (10/17/02-11/25/02), received 1/15/03

Dear Ms. Brown:

On June 4, 2003, you were notified that a review of the above-referenced report(s) raised questions as to specific contributions and/or expenditures, and the reporting of certain information required by the Federal Election Campaign Act.

Your June 17, 2003, June 19, 2003, and June 24, 2003 responses are incomplete because you have not provided all the requested information. For these responses to be considered adequate, the following information is still required.

-Schedule A of your report discloses contributions from political committees that fail to include a full and/or recognizable name. Reporting only the name of the connected organization, abbreviating the name of the committee so it is unrecognizable, or using an indistinguishable acronym is inadequate. The following committee names from your report need further clarification: f Florida FL Republican Florida Republican

Your memo text response(s) dated 6/17/03 and 6/24/03 are not adequate responses to this request. Please be advised that you must amend your report to include the missing information, including the address for this political committee. 11 CFR §§100.12, 102.14(c) and 104.3(a)(4)(ii)

-Schedule A of your report (pertinent portion(s) attached) discloses one or more contributions which appear to exceed the limits set forth in the Act. 2 U.S.C. §441a(f) and 11 CFR §110.1(d) prohibit a committee and its affiliates from receiving any contribution from another political committee or person in excess of \$5,000 per calendar year.

OHIO STATE REPUBLICAN PARTY

PAGE 2

If any apparently excessive contribution in question was incompletely or incorrectly disclosed, you must amend your original report with the clarifying information.

If any contribution you received exceeds the limits, you may have to refund the excessive amount. The funds can be retained if within 60 days of receipt, (1) the excessive amount was properly reattributed to another person, such as a joint account holder, by obtaining signed written authorizations from each person making the contribution pursuant to 11 CFR 110.1(k)(3), and (2) the treasurer informs the person making the contribution that he or she may request the return of the excessive portion of the contribution if it is not intended to be a joint contribution. Any request from a donor for a refund must be honored.

Alternatively, the funds can be retained if within 60 days of receipt you (1) transferred the excessive amount to an account not used to influence federal elections, and (2) provided written notice to the person making the contribution of the option of receiving a refund. Any request from a donor for a refund must be honored.

If the foregoing conditions for reattributions or transfers to a non-federal account were not met within 60 days of receipt, the excessive amount must be refunded.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for any transfer-out or refund. In addition, any reattributions should be reported as memo entries on Schedule A of the report covering the period during which the authorization for the reattribution is received. Any transfers-out or refunds should be disclosed on Schedule B supporting Line 22 or 28 of the report during which the transaction was made.

Although the Commission may take further legal action regarding the acceptance of an excessive contribution(s), prompt action by your committee to seek reattribution, transfer-out or refund the excessive amount will be taken into consideration.

The Commission notes your apparent corrective action on your memo text response dated 6/17/03 for the Primary election contribution to Talent for Senate which was made after the Primary election date. You note that this contribution was "toward the general election" and that the designation has been changed on the report to reflect the correct election designation.

OHIO STATE REPUBLICAN PARTY
PAGE 3

Please be advised that the Commission is not in receipt of an amended 30 Day Post-General Report. In order for this response to be considered adequate, you must amend your report correcting the election designation to the General election on Schedule B supporting Line 23 for Talent for Senate.

-Schedule H4 discloses a disbursement(s) which is categorized as an exempt expense(s); however, a Schedule H2 has not been filed to disclose the allocation ratio. All committees are required to allocate the direct costs of each exempt activity in which the committee disburses funds for both federal and non-federal purposes. The costs are allocated according to the time and space method and reported on Schedule H2. 11 CFR §106.5(e). Please file a Schedule H2 to disclose the ratio for the exempt activity.

-Itemized disbursements must include a brief statement or description of why the disbursements were made. Please amend Schedule(s) H4 of your report to clarify the following description(s): "see memo entries". For further guidance regarding acceptable purposes of disbursements, please refer to 11 CFR §104.3(b)(3).

-Schedule H3 of your report discloses a transfer(s)-in from a non-federal account(s) for Administrative/Voter Drive and Issue Advertising which appears to exceed the permissible amount(s) indicated by your allocation ratio for these activities. Please be advised that transfers for shared activity must not exceed the non-federal share of the joint disbursements and that these transfers must be made within a 70-day time period: no more than 10 days before or 60 days after payment to the vendor. 11 CFR §§106.5(g)(2) and 106.6(e)(2). Please clarify the nature of this transfer(s)-in from the non-federal account.

The Commission recommends that you immediately transfer the total excessive amount received by your federal account back to your non-federal account. Although the Commission may take further legal action concerning this prohibited activity, your prompt action will be taken into consideration.

-The outstanding balances at the close of the period for several debts disclosed on Schedule D appear to be incorrect. Please amend your report to provide the correct balances.

-The outstanding balance of a debt owed to a creditor at the close of one report should be exactly the same as the beginning outstanding balance of

OHIO STATE REPUBLICAN PARTY

PAGE 4

the next report. Your previous report shows an ending balance for several debts which does not match the beginning balance disclosed on this report

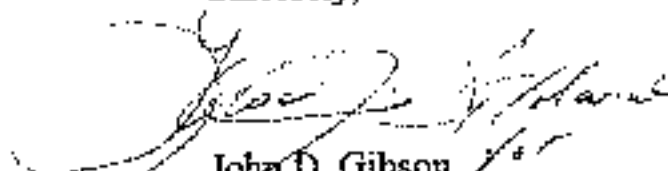
-Your memo text response dated 6/19/03 indicates that you have "gone in and itemized all contribs on Line 11(b) and (c)." However, the Commission is not in receipt of your amended report reflecting this corrective action.

Please provide a Schedule A to support the entry disclosed on Lines 11(b) and 11(c) of the Detailed Summary Page. All contributions from political committees must be itemized on Schedule A regardless of the amount. 2 U.S.C. §434(b)(3)(B)

An adequate response must be received at the Commission by July 23, 2003. Adequate responses received on or before this date will be taken into consideration in determining whether audit action will be initiated. **Requests for extensions of time in which to respond will not be considered.** Failure to provide an adequate response by this date may result in an audit of the committee. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action.

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you should have any questions related to this matter, please contact Julie Perry on our toll-free number (800) 424-9530 (at the prompt press 1, then press 2 to reach the Reports Analysis Division) or our local number (202) 694-1130.

Sincerely,



John D. Gibson
Assistant Staff Director
Reports Analysis Division

SCHEDULE A (FEC Form 3X)
ITEMIZED RECEIPTS

 Use separate schedule(s)
 or each category of the
 Detailed Summary Page

 FOR LINE NUMBER
 (check only one)

PAGE 48 / 236

<input type="checkbox"/> 11a	<input type="checkbox"/> 11b	<input checked="" type="checkbox"/> 11c	<input type="checkbox"/> 12	<input type="checkbox"/> 17
<input type="checkbox"/> 13	<input type="checkbox"/> 14	<input type="checkbox"/> 15	<input type="checkbox"/> 16	<input type="checkbox"/> 17

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in full)

Ohio Republican Party

A. Full Name (Last, First, Middle Initial) Bob Ney for Congress Mailing Address P.O. Box 490 City State Zip Code St. Clairsville OH 43950 FEC ID number of contributing federal political committee. Name of Employer Bob Ney for Congress Occupation Receipt For: 2002 Primary General X Other (specify) Other Other Aggregate Year-to-Date \$ 5000.00		Date of Receipt M M / D D / Y Y Y Y 10 23 2002 Amount of Each Receipt this Period 5000.00 23-Oct-02 Transaction ID: SA11C.61803
B. Full Name (Last, First, Middle Initial) Bob Ney for Congress Mailing Address P.O. Box 490 City State Zip Code St. Clairsville OH 43950 FEC ID number of contributing federal political committee. Name of Employer Bob Ney for Congress Occupation Receipt For: 2002 Primary General X Other (specify) Other Other Aggregate Year-to-Date \$ 23500.00		Date of Receipt M M / D D / Y Y Y Y 10 24 2002 Amount of Each Receipt this Period 18500.00 24-Oct-02 Transaction ID: SA11C.61804
C. Full Name (Last, First, Middle Initial) Bob Ney for Congress Mailing Address P.O. Box 490 City State Zip Code St. Clairsville OH 43950 FEC ID number of contributing federal political committee. Name of Employer Bob Ney for Congress Occupation Receipt For: 2002 Primary General X Other (specify) Other Other Aggregate Year-to-Date \$ 28500.00		Date of Receipt M M / D D / Y Y Y Y 10 31 2002 Amount of Each Receipt this Period 5000.00 31-Oct-02 Transaction ID: SA11C.61805

SUBTOTAL of Receipts This Page (optional)

28500.00

TOTAL This Period (last page this line number only)

23.03.2012.0872